DTO3 Rec'd PCT/PTO 0 6 DEC 2004

FORM PTO-1390 US DEPARTMENT OF COMMERCE PATENT & TRADEMARK OFFICE ATTORNEY'S DOCKET NUMBER (REV. 01-20C 121940 TRANSMITTAL LETTER TO THE UNITED STATES U.S. APPLICATION NO. (If known, see 37 CFR 1.5) New U.S. National Stage of PCT/EP03/05206 DESIGNATED/ELECTED OFFICE (DO/EO/US) **CONCERNING A FILING UNDER 35 U.S.C. 371** INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/EP03/05206 May 17, 2003 June 7, 2002 TITLE OF INVENTION OPTICAL INCLINOMETER APPLICANT(S) FOR DO/EO/US Kurt ERNE; Kurt GIGER Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371. 2. П 3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. ☐ The US has been elected (Article 31). 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a.  $\square$  is attached hereto (required only if not communicated by the International Bureau). b. A has been communicated by the International Bureau. c. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) 6. is attached hereto. b. has been previously submitted under 35 U.S.C. 154(d)(4). c. The International Application was filed in English. 7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a.  $\square$  are attached hereto (required only if not communicated by the International Bureau). b. have been communicated by the International Bureau. c. have not been made; however, the time limit for making such amendments has NOT expired. d. 
 have not been made and will not be made. 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13.  $\boxtimes$ A preliminary amendment. 14. An Application Data Sheet under 37 CFR 1.76.  $\boxtimes$ 15. A substitute specification. 16. A power of attorney and/or change of address letter. 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. П A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4), 20. Other items or information:

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)  New U.S. National Stage of 1 6 7 3 PCT/EP03/05206  PCT/EP03/05206			ATTORNEY'S DOCKET NUMBER 121940			
21.   The following fees are submitted:			CALCULATIONS	PTO USE ONLY		
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):						
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO\$1,110.00						
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO\$ 950.00					:	
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$ 790.00						
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)\$ 750.00						
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)\$ 100.00						
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$950		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$		
CLAIMS	CLAIMS NUMBER FILED NUMBER EXTRA RATE			\$		
Total Claims	24 - 20 =	4	× \$ 18.00	\$72		
Independent Claims	2 - 3 =	0	× \$ 88.00	\$		
MULTIPLE DEPENDENT CLAIM(S)(if applicable) + \$300.00			\$			
TOTAL OF ABOVE CALCULATIONS =				\$1022		
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				\$		
SUBTOTAL =				\$1022		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$		
TOTAL NATIONAL FEE =				\$1022		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$		
TOTAL FEES ENCLOSED =				\$1022		
				Amount to be refunded:	\$	
				charged:	\$	
<ul> <li>a.  A check in the amount of \$1022 to cover the above fees is enclosed.</li> <li>b.  Please charge my Deposit Account No in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.</li> <li>c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 15-0461. A duplicate copy of this sheet is enclosed.</li> <li>d.  Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</li> <li>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))</li> </ul>						
must be filed and granted to restore the application to pending status.						
SEND ALL CORRESPONDENCE TO:				Warden		
l <b>a</b>			NAME: Jame REGISTRATIO	James A. Oliff RATION NUMBER: 27,075		
Date December 6, 2004  NAME: Thom REGISTRATION				as J. Pardini DN NUMBER: 30,4	11 .	
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